

Baker & Hostetler LLP
45 Rockefeller Plaza
New York, New York 10111
Telephone: (212) 589-4200
Facsimile: (212) 589-4201
David J. Sheehan
Oren J. Warshavsky

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

**SECURITIES INVESTOR PROTECTION
CORPORATION,**

Plaintiff,

v.

**BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,**

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

**IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,**

Plaintiff,

v.

BARRENECHE, INC., *et al.*,

Defendants.

Adv. Pro. No. 08-01789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

Adv. Pro. No. 12-01702 (SMB)

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE OF DEFENDANTS
BARRENECHE, INC., DOVE HILL TRUST, FORTUNA ASSET MANAGEMENT,
INVERCOUNSEL, S.A., INVERCOUNSEL USA LLC, AND
SELECTA FINANCIAL CORPORATION INC.**

Pursuant to Rule 7041 of the Federal Rules of Bankruptcy Procedure (under which Rule 41 of the Federal Rules of Civil Procedure applies herein), Irving H. Picard, as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa-*III*, and the substantively consolidated estate of Bernard L. Madoff, by and through his counsel Baker & Hostetler LLP, hereby dismisses with prejudice Barreneche, Inc., Dove Hill Trust, Fortuna Asset Management, Invercounsel, S.A., Invercounsel USA LLC, and Selecta Financial Corporation Inc. from the above-captioned adversary proceeding without costs to any party.

Upon entry of this stipulation and order, the caption of this adversary proceeding is hereby amended to remove Barreneche, Inc., Dove Hill Trust, Fortuna Asset Management, Invercounsel, S.A., Invercounsel USA LLC, and Selecta Financial Corporation Inc. as defendants. An amended caption is attached as Exhibit A.

Dated: April 15, 2019
New York, New York

SIMPSON THACHER & BARTLETT LLP

/s/ Peter E. Kazanoff
Peter E. Kazanoff
425 Lexington Avenue
New York, New York 10017
Telephone: (212) 455-2000
Facsimile: (212) 455-2502
Email: pkazanoff@stblaw.com

*Attorneys for Barreneche Inc., Dove Hill Trust,
Fortuna Asset Management, and Selecta
Financial Corporation Inc.*

BAKER & HOSTETLER LLP

/s/ David J. Sheehan
45 Rockefeller Plaza
New York, New York 10111
Telephone: (212) 589-4200
Facsimile: (212) 589-4201
David J. Sheehan
Email: dsheehan@bakerlaw.com
Oren J. Warshavsky
Email: owarshavsky@bakerlaw.com

*Attorneys for Irving H. Picard,
Trustee for the Substantively Consolidated
SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and the Estate of
Bernard L. Madoff*

It is SO ORDERED.

Dated: April 16, 2019
New York, New York

/s/ STUART M. BERNSTERN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY
JUDGE